

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: NovaSom, Inc.

Application No./Patent No.: 6,213,955

Filed/Issue Date: April 10, 2001

Titled: Apparatus and Method for Breath Monitoring

NovaSom, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
 2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
 3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)
- the patent application/patent identified above, by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office as Reel _____, Frame _____, or for which a copy therefore is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Karakasoglu, Ahmet et al. To: Sleep Solutions, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 009520, Frame 0592, or for which a copy thereof is attached.

2. From: Sleep Solutions, Inc. To: NovaSom, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Gerald Stone
Signature

Gerald Stone

Printed or Typed Name

12/3/00
Date

Chief Financial Officer

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Delaware

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The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"SLEEP SOLUTIONS, INC.", A CALIFORNIA CORPORATION,
WITH AND INTO "NOVASOM, INC." UNDER THE NAME OF "NOVASOM, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TENTH DAY OF SEPTEMBER, A.D. 2010, AT 10:49 O'CLOCK A.M.

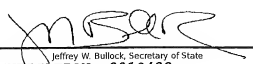
A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

4797791 8100M

100897545

You may verify this certificate online




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 8219483

DATE: 09-10-10

**CERTIFICATE OF MERGER OF
SLEEP SOLUTIONS, INC., a California Corporation
WITH AND INTO
NOVASOM, INC., a Delaware Corporation**

Pursuant to Title 8, Section 252 of the Delaware General Corporation Law, the undersigned corporation executed the following Certificate of Merger:

FIRST: The name of the surviving corporation is NovaSom, Inc., a Delaware corporation ("NovaSom"), and the name of the corporation being merged with and into this surviving corporation is Sleep Solutions, Inc., a California corporation ("Sleep Solutions").

SECOND: The Agreement and Plan of Merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations pursuant to Title 8, Section 252 of the General Corporation Law of the State of Delaware.

THIRD: The name of the surviving corporation is NovaSom, Inc., a Delaware corporation.

FOURTH: Upon effectiveness of the merger, the Certificate of Incorporation of NovaSom in effect immediately prior to the merger shall continue to be the Certificate of Incorporation of the surviving corporation.

FIFTH: The aggregate number of shares of capital stock which Sleep Solutions has the authority to issue is as follows: (i) 41,439,363 shares, 22,500,000 of which are designated Common Stock, having no par value, and 18,939,363 of which are designated Preferred Stock, having no par value, of which 331,562 shares are designated Series A-1 Preferred Stock, 1,595,249 shares are designated Series A-2 Preferred Stock, 8,700,000 shares are designated Series B-1 Preferred Stock, and 8,312,552 shares are designated Series C Preferred Stock.

SIXTH: The merger is to become effective upon filing of the Certificate of Merger with the Office of the Delaware Secretary of State.

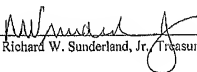
SEVENTH: The Agreement and Plan of Merger is on file at the principal place of business of the surviving corporation located at 801 Cromwell Park Drive, Suite 108, Glen Burnie, Maryland 21061.

EIGHTH: A copy of the Agreement of Merger will be furnished by the surviving corporation on request, without costs, to any stockholder of the constituent corporations.

[signature on the following page]

IN WITNESS WHEREOF, said surviving corporation has caused this certificate to be signed by an authorized officer, the 31 day of August, 2010.

NOVASOM, INC.

By: 
Richard W. Sunderland, Jr., Treasurer and Secretary